SINGLE BENCH

CF1002 (4) ~~(2)~~

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION (S) NO. 4609 OF 2006

PETITIONER : Philip Parichha, Son of Late Shri Bhima Parichha, aged about 52 years, Presently working as Accountant, District Education Office, Surajpur, District Surguja (C.G.). Resident of Surajpur, District Surguja (C.G.).

P.R. No. U6449/06
Presented by Shri U.K. Pandey
dated 24/8/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through: The Secretary, Department of School Education, D.K.S. Bhawan, Raipur (C.G.).
2. The Under Secretary, Department of School Education, D.K.S. Bhawan, Raipur (C.G.).
3. The Director, Public Instruction, Director Raipur (C.G.).
4. The Collector, District Surguja Ambikapur (C.G.).
5. The District Education Officer, Surajpur, District Surguja (C.G.).
6. Shri Vedram Bharadwaj, Accountant, Block Education Office Malkharouda, District Janjgir-Champa (C.G.).

Rina 24/08/06
RECEIVED-COPY
CLERK to A. G BILASPUR

23/8/06

(5) ~~(3)~~

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION ETC.

XI-HC-78.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(38)

मामला क्रमांक WP.S. 4609/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

30-8-2006

Mr. V.K. Pandey, counsel for the petitioner.

Mr. Satish Gupta, Deputy Govt. Advocate for the State/respondents No.1 to 5, on advance copy.

Heard both the counsel.

By this writ petition under Article 226/227 of the Constitution of India, the petitioner, who is working on the post of Accountant in the Office of District Education Office, Surajpur, District: Surguja, has challenged his transfer order dated 21-8-2006 (Annexure P-1) passed by respondent No.2, whereby he has been transferred from Office of the District Education Office, Surajpur to Block Education Office, Malkharouda, District: Janjgir.

Grievance of the petitioner is that he is a handicapped person and his wife is a heart patient who is taking treatment at Escorts Heart Centre, Raipur. The concerned doctor has found 90% blockage in the heart of the petitioner's wife and due to this reason the presence of the petitioner at Surajpur is necessary.

Therefore, learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to respondent No.1 and respondent No.1 be directed to decide the same to which learned counsel appearing for the State/respondents No.1 to 5 has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on merit of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation raising all his grievances, annexing a copy of this writ petition

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(39)

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश – 2 –	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

and its annexures to respondent No.1 within 10 days from today and in turn, respondent No.1 is directed to decide the representation of the petitioner within a period of 30 days from the date of its receipt, after considering the objections raised by the petitioner in an objective manner, in accordance with law.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P.No.3561/2006 also stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

Soma

P.T.O.